

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

ALFRED PLACERES,
Debtor.

Chapter 7
Case No. 15-10691-SMB

JOSE BORGES,
I,

Adversary Proceeding
Case No. 15-01356-SMB

-against-

ALFRED PLACERES,
Defendant.

DECLARATION OF PAUL O'DWYER

PAUL O'DWYER declares as follows:

1. I am the attorney for the Plaintiff in the above-captioned action.
2. In support of Plaintiff's Opposition to Defendant's motion for summary judgment, true and correct copies of the following documents are being attached hereto:

Exhibit A: Plaintiff's January 2003 Disciplinary Committee complaint against Defendant;

Exhibit B: Defendant's response to Plaintiff's complaint;

Exhibit C: Falsified receipts for legal fees and notes of meeting with Plaintiff submitted by Defendant to the Disciplinary Committee in 2003;

Exhibit D: Plaintiff's actual receipts for legal fees between 1998 and 2000;

Exhibit E: Excerpts from Defendant's 2003 deposition at Disciplinary Committee;

Exhibit F: Excerpts from Defendant's 2006 deposition in the civil action.

Exhibit G: Excerpts from Defendant's testimony in the civil action;

Exhibit H: Excerpts from Plaintiff's testimony in the civil action;

Exhibit I: Transcript of Creditor's Committee meeting from August 25, 2015, in the Chapter 7 case;

- Exhibit J: Excerpts from Defendant's FRBP Rule 2004 Deposition held August 25, 2015;
- Exhibit K: Rulings of the Civil Court Judge dismissing all causes of action except malpractice;
- Exhibit L: Ruling from Civil Court on Defendant's responsibility for acts of Adela Ivan;
- Exhibit M: February 16, 2012 decision in Civil Action denying Defendant's motion because of improper substitution of counsel;
- Exhibit N: March 2004 decision of BIA denying plaintiff's motion to reopen;
- Exhibit O: November 2004 denial of Plaintiff's custody release request, citing his failure to attend his removal hearing.
- Exhibit P: Web pages showing Defendant's receipt of awards and participation at events in recognition as an advocate on immigration and small business issues.
- Exhibit Q: Declaration of Plaintiff

Dated: New York, New York
June 17, 2016

/S/ Paul O'Dwyer

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